

1EW 3639

Attorney Docket No. DEM1P001

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: NEAL et al.

Attorney Docket No.: DEM1P001

Application No.: 09/741,958

Examiner: Robinson Boyce, Akiba K

Filed: December 20, 2000

Group: 3639

Title: PRICE OPTIMIZATION SYSTEM

Confirmation No.: 7264

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 7, 2006.

March 7, 2006

Signed: Kang S. Lim  
Kang S. Lim

Dear Sirs:

### INFORMATION DISCLOSURE STATEMENT FILED UNDER 37 C.F.R. §§ 1.56 AND 1.97(b)

Pursuant to 37 C.F.R. § 1.56, Applicants bring the following documents to the Examiner's attention in the referenced application.

Citation of the above documents shall not be construed as an admission that the documents are necessarily prior art with respect to the referenced application. Furthermore, citation of the above documents shall not be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

X 37 C.F.R. § 1.97(b). This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits or, (iii) believed to be filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under §1.114. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement.

— 37 C.F.R. § 1.97(c). This Information Disclosure Statement is filed after the period specified in C.F.R § 1.97(b), but is believed to be filed before the mailing date of either (i) a final action under § 1.113 or, (ii) a notice of allowance under § 1.311.

— A certification pursuant to 37 C.F.R. §1.97(e) or

— A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

If the Examiner has any questions or comments with respect to the present application, the Examiner is respectfully invited to telephone the undersigned at (925) 570 8198. The Commissioner is authorized to charge any additional fees that may be due to our Deposit Account No. 50-2766 (Order No. DEM1P001).

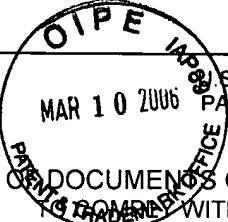
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Respectfully submitted,

  
Kang S. Lim  
Attorney for Applicant(s)  
Reg. No. 37,491

**CUSTOMER NO. 36088**

\KSL IDS d

 LIST OF DOCUMENTS CITED BY APPLICANT <small>IN CONFORMITY WITH 37 C.F.R. 1.56</small>		ATTY. DOCKET NO. DEM1P001	SERIAL NO. 09/741,958
		APPLICANT NEAL	
		FILING DATE 12/20/00	GROUP 3639

## U.S. PATENT DOCUMENTS

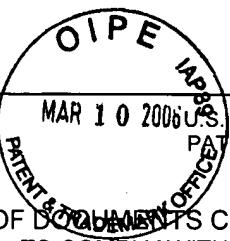
EXAMINER INITIAL*		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	6,965,867	11/15/05	Jameson			
	AB	6,934,931	08/23/05	Plumer et al.			
	AC	6,826,538	11/30/04	Kalyan et al.			
	AD	6,745,184	06/01/04	Choi et al.			
	AE	6,735,572	05/11/04	Landesmann			
	AF	6,731,998	05/04/04	Walser et al.			
	AG	2003/0177103	09/18/03	Ivanov et al.			
	AH	2002/0116348	08/22/02	Phillips et al.			
	AI	2002/0042739	04/11/02	Srinivasan et al.			
	AJ	6,219,649	04/17/01	Jameson			
	AK	5,615,109	03/25/97	Eder			
	AL	5,189,606	02/23/93	Burns et al.			

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

BA	"KhiMetrics Helps Retailers Increase Margins With Two New Tools for Their Retail Revenue Management Application Suite." PR Newswire, March 1, 2001.
BB	"KhiMetrics and Retek Form Marketing Alliance for Comprehensive Retail Pricing Solution." PR Newswire, February 19, 2001.
BC	Barth, Brad. "ShopKo Holds the Price Line." Daily News Record, page 10, October 4, 2000.
BD	"Manugistics Agrees to Acquire Talus Solutions." PR Newswire, September 21, 2000.
BE	"Goodyear Implements Trilogy's MultiChannel Pricing Solution as Its Enterprise-Wide E-Pricer Platform." Business Wire, page 2286, June 27, 2000.
BF	"IMRglobal Signs New Product Implementation Agreement with Retek to Improve Retail Pricing and Markdown Process." Business Wire, page 1590, June 7, 2000.
BG	"New Tools for Modeling Elasticity, Optimizing Prices and Collecting Live Pricing from the Web to Debut at Retail Systems 2000 in Chicago." Business Wire, page 1484, April 18, 2000.

EXAMINER	DATE CONSIDERED
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



MAR 10 2006 U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

LIST OF DOCUMENTS CITED BY APPLICANT  
TO COMPLY WITH 37 C.F.R. 1.56

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### U.S. PATENT DOCUMENTS

EXAMINER INITIAL*		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

BH	Smith et al., "A Discrete Optimization Model for Seasonal Merchandise Planning." Journal of Retailing, vol. 74, no. 2, page 193(29), Summer 1998.
BI	Kadiyali et al., "Manufacturer-retailer Channel Interactions and Implications for Channel Power: An Investigation of Pricing in Local Market", Marketing Science, Spring 2000, V. 19, Issue 2.
BJ	Andrew B. Gelman et al., "Bayesian Data Analysis", pgs. 439-455, Chapman & Hall/CRC, First Edition 1995, Reprinted 2000.
BK	Hillier, Frederick S., et al., "Introduction to Operations Research", McGraw-Hill, Inc., 1995, Sixth Edition, pages 1-14.

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.